

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

UNITED STATES OF AMERICA §  
§  
v. § CASE NO.: 3:16-CR-00175-K  
§  
RICHARD MARIO RODRIGUES (03) §

**ORDER ACCEPTING REPORT AND RECOMMENDATION OF THE  
UNITED STATES MAGISTRATE JUDGE CONCERNING PLEA OF GUILTY**

After reviewing all relevant matters of record, including the Notice Regarding Entry of a Plea of Guilty, the Consent of the defendant, and the Report and Recommendation Concerning Plea of Guilty of the United States Magistrate Judge, objections thereto having been filed within fourteen days of service in accordance with 28 U.S.C. § 636(b)(1), the undersigned District Judge is of the opinion that the Report and Recommendation of the Magistrate Judge concerning the Plea of Guilty is correct, and it is hereby accepted in part by the Court. Accordingly, the Court accepts the plea of guilty, and RICHARD MARIO RODRIGUES (3) is hereby adjudged guilty of Conspiracy to Possess With the Intent to Distribute Methamphetamine, in violation of 21 USC § 846[21 USC § 841(a)(1) and (b)(1)(C). Sentence will be imposed in accordance with the Court's scheduling order.

- The Court sustains the Defendant's Objections to the Report and Recommendation Concerning Plea of Guilty, filed on February 21, 2018 and February 22, 2018. The Court finds that it has been clearly shown that there are exceptional circumstances under § 3145(c) why the defendant should not be detained under § 3143(a)(2). The Government does not oppose Defendant Rodrigues to remain on bond pending sentencing, and Defendant Rodrigues has been compliant with his terms of release.

Therefore, the Court finds by clear and convincing evidence that the defendant is not likely to flee or pose a danger to any other person or the community if released and should therefore be released under § 3142(b) or (c).

SO ORDERED.

SIGNED February 28<sup>th</sup>, 2018.

  
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UNITED STATES DISTRICT JUDGE